

FILED

at _____ O'clock & _____ min _____ M

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF OKLAHOMA

SEP 28 2005

RB

THERESE BUTHOD, CLERK
United States Bankruptcy Court
Eastern District of Oklahoma

IN RE:

)

)

General Order No. 47

REFUND OF FEES

)

ORDER

The Court's policy regarding the refund of filing fees shall be as follows:

The Judicial Conference policy generally prohibits the refund of filing fees.

Under limited conditions based on the current requirements that all cases be filed electronically, the court shall, in limited circumstances, allow a refund of filing fees. The conditions in which a refund of filing fees may be allowed are as follows:

1. If a filer discovers an erroneous filing and immediately contacts the court prior to paying of filing fees, the court may correct the erroneous filing administratively and not collect the fee.

2. If the court discovers an erroneous filing for which a fee has not yet been collected, the court may correct the erroneous filing administratively and not collect the fee.

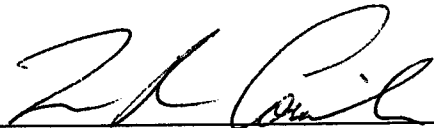
3. If a filer erroneously files a duplicate case or another pleading that requires a duplicate filing fee and the fee has been paid, the request for refund should be made by motion. If the court grants the motion, the refund shall be processed through the electronic credit card system and the court shall not issue refunds through checks.

It is the court's intention to utilize the refund policy sparingly in an effort to encourage filers to accurately and properly file pleadings.

In the event that a particular attorney or law firm continues to make repeated mistakes when submitting filing fees and continuously requests refunds, the court may consider remedial action and may set the request for show cause hearing in order to determine whether that attorney or law firm may be prevented from making future requests for refunds.

The court hereby delegates and grants authority to the Clerk of Court, Therese Buthod, to approve or disapprove a request for any refund pursuant to the guidelines herein. Further, the Clerk has authority to request that the matter be set for show cause hearing before the Court if there have been numerous refund requests made by the same attorney or law firm. Refunds will only be approved under limited circumstances and only when errors in electronic payments are made.

Dated this 28th day of September, 2005.



Tom R. Cornish
United States Bankruptcy Judge